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**CENTRAL CRIMINAL COURT**

of acquittal; but in returning such a verdict they would insist on not that such verdict, but that the prisoner should be detained until the pleasure of the Executive was ascertained. The prisoner, however, was accused was always kept in the custody of the kind party of the Executive, so that he might not be turned loose to endanger himself or his family. The jury would accept, as evidence of the insanity of the prisoner, the fact that he had been confined in a "lunatic asylum." It was clear, therefore, that on the 18th of December, 1861, the prisoner was confined in an asylum, and that he was removed to an asylum in consequence of insanity. With reference to the state of his mind from that time to the present, it had nothing to do with the question. In conclusion, his insanity, if it would be their duty to make special reference to it in their verdict, was not a question of fact, but of law.

The jury retired, and after half an hour's absence returned into Court, and pronounced a verdict of guilty.

The prisoner was then discharged.

THE PRISONER'S HISTORY.

Thomas Davis was indicted for murder at Bathurst, on the 1st of December last, against a forged cheque to the amount of £50, which was the property of James Lammont, of Prospect, knowing the same to be stolen.

The prisoner pleaded not guilty, and was defended by Mr. J. H. Lammont, and Mr. J. H. Lammont, and Mr. J. H. Lammont.

that the prisoner, on the day laid in the indictment, had been in the company of the defendant, and asked for a glass of grog; this was served to him, and he then produced a cheque for \$100 the prisoner had not changed, but he was told that the grog was not good, and he could pay him again. The prisoner said if he had not the money, he would give him for the present, as he wanted to go to the Clarendon. The next day, when giving the cheque to the prisoner, he returned. The next day, upon inquiry being made, it was found that the cheque was not cashed, and the prisoner was not in the company of the defendant. The prisoner, aware that the signature of the person represented in the cheque was not his, and that the person represented in the cheque was not the person who had given him the cheque, the prisoner was found guilty, and sentenced to three years' imprisonment.

**JACOB FURBER.**—The undersigned juror was yesterday asked by Mr. Justice Dickinson for non-attendance of Darling, and was informed that he was ill. He is now at home, and is well, and is at the court.

**JAMES BAKER.**—The undersigned juror was yesterday asked by Mr. Justice Dickinson for non-attendance of Darling, and was informed that he was ill. He is now at home, and is well, and is at the court.

**GEORGE BAKER.**—The undersigned juror was yesterday asked by Mr. Justice Dickinson for non-attendance of Darling, and was informed that he was ill. He is now at home, and is well, and is at the court.

street: Pierce, Gould, publisher, York-street; Lewis Goldring, publisher, York-street; George-street; John Fairfax, Bell's Lane; Philip, Point Piper Estate, Sydney.

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Tuesday, 15.—John Robinson, second, half-past 11. John Cursey,  
first, 12. Jasper Hubbert, second, half-past 11. John Cursey,  
first, 12.  
Wednesday, 16.—John Robinson, second, half-past 10. Thomas  
Barker Goldsmith, Grandee George John Chapman,  
David J. Smith, first, half-past 10. William A. Hays, second,  
Pearson Prichard, Lawrence M'Donnogh, certificate, 11.  
Joseph Walker, adjourned singe, half-past 11.  
Thursday, 17.—John Robinson, second, half-past 10. Joseph  
Daniel, under a Judge's care for examination, 11. Denis Har-  
vey, singe, half-past 10. John Bourne Craig, singe, 13.  
Thurday, 18.—John Robinson, second, half-past 10. John  
Moore, second, 11. Christopher Roberts, first, half-past  
10. Hyman W. Gidding, first, 1. Alexander B. Grant, postponed  
to Saturday.  
Saturday, 19.—Isaac Davis, singe, half-past 10. Samuel Bar-  
kley, 11. Richard Ramsey and John J. Burr, first, half-past  
10.  
Monday, 21.—Alice Hoch, third, half-past 10. William A. Seely,

Saturday, 11.—John Champion, single, half-past 11. James H. Hall, 11.  
Sunday, 12.—Alfred F. Febbut, third, 8.  
Tuesday, 13.—Abraham Jacobs, Henry Marshall, Christopher Marshall, Richard G. Marshall, George Marshall, Ephraim Marshall, Ebenezer Hilkey, certificate, 10. At Bathurst: Thomas Marshall, second, 11.  
Wednesday, 14.—Sammy and But, second, 11. Robert Bragg, single, half-past 12. James Hall, single, 1. James H. Stevens, second, half-past 1. At Bathurst: Christopher Roberts, second, 11.  
Thursday, 24.—John Garrod, postponed third, 11.  
Monday, 25.—Edward Johnson, single, 11. At Maitland: John Cline, 11.  
Tuesday, March 1.—James H. Campbell, certificate, 11.  
Tuesday, 8.—William Burns, sylvester Sylvia, John Lawler, Thomas William Lawler, certificate, 11. At Maitland, 12.  
Tuesday, 15.—John Carpenter, certificate, 13.

### CENTRAL POLICE COURT.

Monsieur.

Becomes the Right Worshipful the Mayor, Mr. Hoyer, Mr. Feden, Mr. J. P. Egan, Mr. Kettie, and Captain M'Lean.

Twenty-four drunkards were severally sentenced to pay 10s., or to be imprisoned seven days.

Four women were convicted of having made use of obscene language; one was sentenced to pay 10s., or to be imprisoned four days; three others were sentenced to pay 10s. each, or to be imprisoned two months.

William S. Hill was charged with stealing. Constable Finlay described him as being about thirty years of age, five feet six inches tall, dark hair, blue eyes, and a fair complexion. He was charged with having stolen £5 1s. 6d. in money, the property

John Wastall; a coast prisoner were afterwards called in to see the body of the woman, who was found dead in the house of Margaret, the wife of John Wastall. Margaret deposed that prisoner had for some weeks lodged in the house, and that she had seen him in the room in which she placed before him, and went about her business in another room; on her return, in a few minutes, she found him, and that he had taken the money out of the box, in the same room, and transferring it to his own pocket; the sum of £11. 6d. was in the box—three £1 notes, and the rest in silver; she then asked him to return the money, and he refused to do so, and the coat, and as her husband's property; she demanded the restitution of the money—she did not then observe the coat, which she afterwards found, and she then expressed her regret that he had found no more money; she called him a villain, and he struck her; she screamed for assistance, and the prisoner, who was then alone, and who was afterwards one of those blasted her eyes, he walked away, before he had gone

out of sight her husband came home, who, on hearing what had happened, immediately procured a warrant for his arrest and was sent to the police house to await trial.

John Edwards, summarily convicted of having stolen a jacket valued at \$5, from John Smith, was sentenced to be imprisoned with hard labour three calendar months.

William Smith and James Wadson, publicans, pleaded guilty to the information against them of having sold liquor to a convict during prohibited hours, and were fined \$50, each. Ralph Toine, charged with a like offence, not appearing to answer for himself, case was proved in his absence, and he was fined \$50, and costs.

**WATER POLICE COURT.**

BERNARD M. J. SHOEBERT, Mayor, Lecky, and Mr. A. Lenehan.  
MARY ANN GOODWIN summoned Mrs. DAWSON, of Gloucester-street, for having sold liquor to a convict.

She having then in defendant's employ as general servant. Plaintiff claimed the above amount for her services during three weeks and three days, and for her board and laundry. Defendant testified that plaintiff had lately been intemperate, and unable to do her work, the Bench ordered defendant to pay her, (two weeks' wages), with costs, \$20.

Frederick, Blando was charged with illegally detaining certain boxes containing wearing apparel, the property of Elizabeth Bland. It appeared that the boxes were taken from her, and were being in the hands of the defendant, and left off her him. He said her mother that her luggage would be sold if she did not take it to him. He said that he had no objection to her taking it, but he refused to allow her to take it away unless she paid the fee. This she was willing to do. The Bench ordered defendant to give up the boxes to plaintiff, and to pay her \$20, and her costs, and to deliver the boxes to plaintiff, defendant to pay \$20, their value.

**THE REV. THOMAS DUNSTON.**—On the evening of Wednesday, the 2nd inst., this revered divine occupied the pulpit at the Wesley Church, Melbourne, and preached what is considered to be, by the great majority of the congregation, the most powerful sermon of the service was to give him an opportunity of pleading the cause of the Resurrection Axiom and the Lying-in-Hospital of that axiom. The collection of the evening was \$100, and the understanding to have amounted to a considerable sum. Mr. Dunstun, in speaking of the numerous charities in Melbourne, strongly reprobated the idea of the collection itself, and said that all the efforts of ancient cities, though temples and theatres were everywhere to be found, not a single remnant had been discovered of an hospital or a refuge for the poor. He said that in the present day such institutions were due to the gospel, and that alone. There

**MORRIS AND HIS OUTRAGE.**—Concerning the remarkable incident which has been so fully and so ably discussed by our correspondent in our columns the other day, we are informed, an individual authority, that the most prevalent form in which disease has been observed in the cattle of this district is a morbid condition frequently followed by dropsy, diarrhoea, and Spontaneous. If any corroborative were required beyond the painful evidences which have been furnished to our eyes, we would refer to the following summary which has been kindly furnished to us by Mr. Bensenville, the District Registrar, from which it appears that in the year 1856, 100 cases of this morbid condition were registered in this town, making a total of 53, while in the corresponding month in 1855, they presented a total of 49. From a further examination of the registers, it is found that 100 cases were registered from the 1st to 31st July, 1856, and of these 25 were under six

year old, including 14 males and 9 females, while during the same period 100% of the children were under 10 years of age. It will thus be perceived that not only did the births in January 1938 exceed those in the same month in 1939 by seven, but that 1938 exceeded 1939 by 100%.

Can the above data be taken as evidence that the birth rate was declining? It will be recalled that in a total of 23 deaths only nine were above the age of 5 years! It may not be irrelevant to state that the above figures are based on the birth and death records of the children of the hospital, and that the birth and death records of children, a circumstance which not only greatly increases the accuracy of the figures, but also provides a means of checking the accuracy of the figures in the way of the authorities. Accordingly, the figures are reliable, and it is almost unnecessary to state, on the basis of the figures, that the birth rate was declining, and that the death rate was increasing in the community.

It is not necessary to say that the above figures are reliable, and that the birth rate was declining, and that the death rate was increasing in the community. It is not necessary to say that the above figures are reliable, and that the birth rate was declining, and that the death rate was increasing in the community. It is not necessary to say that the above figures are reliable, and that the birth rate was declining, and that the death rate was increasing in the community.

our teachers.—*Bartholomew Price*,  
The Elementary School.—We understand that upwards of 25  
thousand names of persons qualified to vote for the district and the  
grand-juries have been collected.—*An educated Slavover*.







To Grocers, Storekeepers, and others

To Grocers, Storekeepers, and others.  
**TUESDAY, 8th February, 1888.**  
 For Positive Sale.

**BOWDEN and THRELKELD** will sell by  
 auction, **THIS DAY**, at the City Mart,  
 at 11 o'clock,  
 40 cases curry powder  
 2 ditto matches (saloon)

10 ditto sardines (Albert)  
 5 ditto capers  
 40 Colman's 1-lb. mustard  
 25 Whybrow's quart pickles  
 10 kags dried apples  
 5 cases chicons  
 10 ditto jar salt  
 50 boxes cornpowder tea  
 30 cases preserved ginger  
 20 ditto white herrings, in tins  
 25 ditto cod, skinned, fresh herrings  
 25 ditto Feast's fruits  
 25 ditto ditto pint pickles.  
 Also,  
 10,000 Manila cigars, No. 3  
 5 cases spring clothes-pogs,

**Terms at sale.**  
Two Pretty Cottages, delightfully situate in Yurong-street, Woolloomooloo, between the junctions of Francis-street and Liverpool-street, on the high ground at the rear of Berkekin-terrace, with a northern aspect and excellent view of the harbour, across the Bay of Woolloomooloo.  
Buildings—substantial and comfortable  
Neighbourhood—healthy, convenient, and respectable  
Tenants—good—and easy

**BOWDEN and THRELKELD** are instructed to sell by auction, at the City Mart, on **THURSDAY** next, the 10th instant, at 11 o'clock,

Those two very desirable cottage dwellings situate on the west side of Yurong-street, Woolloomooloo, immediately adjoining the north side of the late Mr. Alexander Thomson's house, and between the junctions of Francis-street and Liverpool-street, leading off from Hyde Park.

The northern house is built of brick, on stone foundation, with front verandah, two rooms on ground floor, and three rooms upstairs, with kitchen con-

The southern dwelling is built of brick and stone, uniform front elevation and verandah with open house, two rooms on ground floor, two rooms upstairs, and kitchen.

Each house stands back a short distance from the street, and with a small piece of garden ground; and each kitchen is fitted with a Russell's cooking apparatus.

These cottages were put up under the superintendence of one of the most careful and leading architects in the

The premises are provided with spouting, and thoroughly drained with a brick drain. There is a well in the yard, placed between both houses, but is not now required, the water being laid on.

There is a separate entrance to each house from the back yard, and a separate entrance to each main house, built

to enclose the houses were formerly let at £3 10s. and £2 10s. respectively per week, but now only produce £2 2s. 6d. and £1 each, the secure permanent tenants, who would gladly take a lease, which the proprietor will not give, at rates of unequal merits produce 30s. to 35s. each from parties who are of uncertain tenure—the proprietor thinking low rents, to careful and permanent tenants, who pay regularly, is the most satisfactory for the house owner. The present rental of £110 might readily be increased to £130 by a

The houses will be sold either separately or together, to suit the views of the buyers, and is just the class of property for gentlemen in mercantile or official situations of moderate means, as the proprietor will be satisfied with moderate payment down in cash, and the balance may remain on mortgage. If required, at eight per cent. per annum.

**Title unexceptionable.**  
**Sale positive, at 11 on THURSDAY next.**

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**To Capitalists in search of a good permanent investment, or Innkeepers wishing to possess a first-class Business Premises, with an extensive trade, established for ten years, in a very busy part of George-street, at the corner of Argyle-street, now extended through the Dockyard to the Circular Wharf at the Watermen's**

**This splendid Hotel, with the Butcher's Shop adjoining on the north side, and a large and valuable building site in Argyle-street, separated from the hotel by a back entrance, together with a Cottage in Upper Fort Street, will be sold, without reserve, pursuant to a decree of the Supreme Court, with the approbation of**

**BOWDEN and THRELKELD**, at the City  
Mart, 362, George-street, on THURSDAY  
the 17th day of February instant, at 11 o'clock,  
LOT 1.—That valuable and extensive block of buildings  
known as the Marine Hotel, at the corner of  
George and Argyll streets, erected of stone and  
brick—the basement of stone, all above of brick—of  
extra strength and superior workmanship: erected

under the personal inspection of the owner (a mechanical himself), by one of the best builders of the day, and without regard to cost for materials and labour.

The First Floor, on which is a very handsome drawing room, neatly papered, finished with an elegant cornice, and joiners work far above the common style of buildings. The windows command beautiful views of the Cove, harbor, bazaar, and shipping, having an eastern aspect, which ensures the cool and refreshing sea breezes during the summer months. On this floor are three commodious and lofty bedrooms: all sashes of large size and double hung.

(On the Second Floor are five bedrooms, four of them large and lofty, and one of smaller dimensions. These rooms are in character with other portions of the building, due regard being had to size, light, and ventilation. The greater elevation, affords more extensive views than from the windows on the first floor. All the partitions (except one short one on the top floor) are of solid brickwork, many of the walls oil painted, and the whole in the best possible condition. Water laid on.

To the yard there is an entrance from the reserved lane

LOT 2.—The Butcher's Shop, adjoining the hotel, is which a very extensive trade has been conducted for years, both with families and with the shipping, more particularly the latter, owing to its admirable position for such a business, not being second to any in the city for that extensive and profitable trade. At the rear of the shop, with entrance from the lane, is

**LOT 3.**—A fine building site for a **shop**, commencing in Argyle-street, at the south-west corner of a reserved way, and extending easterly 24 feet from the south-west corner of the lot, and then southerly 20 feet to George-street, and easterly 20 feet to the north by a line running westerly 77 feet to the lane 10 feet wide, on the west by that lane 25 feet and on the south by a lane 75 feet, as shown on the plan. Let on a lease, having 21 years to run, at £ per week.

passage to feet wide, thence north to George-street, and bounded on the east by the reserved passage 60 feet ; on the north by a line 2 feet 6 inches long, 30 feet ; then on the west by a line 60 feet to Argyle-street, and on the south by that street 18 feet 6 inches to the commencing point.

LOT 4.—A verandah Cottage in Upper Port-street directly opposite the Flagstaff, one door south of Hope Cottage, bounded on the west by the building of Port-street 40 links, on the south by allotment 12, by a line easterly 50 links, on the east by

The Auctioneers wish to direct the attention of purchasers to the faithful manner in which the hotel has been constructed, and usually so to the very important

position on which it stands. The recent removal of the Dock-yard wall, at the end of Argyll-street, and the continuation of that street on to the Circular Wharf, past the hotel to the Watermen's Stairs, must very considerably increase the business of the hotel and the butcher's shop, as hundreds of passengers will now pass directly in front of these premises on landing from boats, steamers, &c. or on leaving the shore for their respective vessels or destinations. The easy ascent from the Circular Wharf will also allow of drags to enter George-street at this point, midway

A plan may be inspected at the Mart. Particulars of title may be learned on application to James Hart, Esq., solicitor, Elizabeth-street; or at the offices of the Master in Equity, Supreme Court House, King-street.

**Terms at sale.**







